



State of Utah

Department of
Environmental Quality

Richard W. Sprott.
Executive Director

DIVISION OF WATER QUALITY
Walter L. Baker, P.E.
Director

Water Quality Board
Joe Piccolo, *Chair*
Paula Doughty, *Vice-Chair*
David F. Echols
Darrell H. Mensel
LeLand J. Myers
Richard W. Sprott
Jay Ivan Olsen
Gregory L. Rowley
Steven P. Simpson
Merritt K. Frey
Daniel C. Snarr
Walter L. Baker,
Executive Secretary

JON M. HUNTSMAN, JR.
Governor

GARY HERBERT
Lieutenant Governor

MINUTES

UTAH DEPARTMENT OF ENVIRONMENTAL QUALITY

UTAH WATER QUALITY BOARD

168 North 1950 West Room 101

Salt Lake City, Utah 84116

Friday, November 16, 2007

UTAH WATER QUALITY BOARD MEMBERS PRESENT

Paula Doughty	Jay Olsen
Leland Myers	Steve Simpson
Darrell Mensel	Joe Piccolo
Merritt Frey	Gregory Rowley
Dave Echols	Richard Sprott

ABSENT: Mayor Dan Snarr

DIVISION OF WATER QUALITY STAFF MEMBERS PRESENT

Walt Baker, Faye Bell, Ed Macauley, John Whitehead, Harry Judd, Lisa Nelson, Emily Canton, Alex Anderson, Sandy Wingert, Rhonda Thiele, Jeff Ostermiller and Mike Herkimer

OTHERS PRESENT

<u>Name</u>	<u>Organization Representing</u>
Laura Lockhart	Attorney General's office
Dan Rydalch	Stockton
Gary Fowler	Stockton
Richard Heap	South Utah Valley Municipal Water Association
Craig Richards	Citizen
David Durtschi	Stockton
Mary Edwards	Stockton
Douglas Stipes	JBS Swift & Company
Stanley Green	SUVMWA
Bruce Ward	SUVMWA
Dru Whitlock	CH2M Hill
Jim Olson	Brown and Caldwell
Kevin Brown	Sunrise Engineering
Johnathan Ward	Zions Bank

Chair Piccolo called the Board meeting to order at 1:20 p.m.. He welcomed those in attendance and invited the members of the audience to introduce themselves.

APPROVAL OF MINUTES OF THE OCTOBER 19, 2007 MEETING

Mr. Myers noted the date of the next Board meeting said January 18, 2007 and it should have read November 16, 2007.

Motion: **It was moved by Mr. Rowley and seconded by Mr. Echols to approve the minutes of the October 19, 2007 Board meeting with the noted correction. The motion was unanimously approved.**

Executive Secretary's Report: Mr. Baker opened his time to the Board to answer any questions they might have. Mr. Simpson asked what date staff would like to hold a work meeting to discuss the financial aspects of the Loan Program. Mr. Baker suggested we hold an all-day meeting at the next Board meeting on January 18, 2008, holding the work meeting in the morning, followed by the Board meeting in the afternoon.

Introduction of new staff: Mr. Herkimer introduced Rhonda Thiele to the Board, who will replace Tom Rushing in the Stormwater Program. Mr. Ostermiller introduced Alex Anderson and Sandy Wingert who will be working in the Monitoring Section.

LOAN PROGRAM

Financial Assistance Status Report – Ms. Canton updated the Board on the “Summary of Assistance Program Funds”, as outlined on page 2.1.

SRF introduction for South Utah Valley Municipal Water Association (SUVMWA): Ms. Nelson introduced Stanley Green, Bruce Ward and Richard Heap from SUVMWA and Johnathan Ward with Zions Bank. SUVMWA is requesting financial assistance in the amount of a \$5,000,000 loan at an interest rate of 2.4% repayable over 10 years. A new regional treatment plant will be necessary to meet the needs of the growing populations of the affected entities that comprise the Association as well as to meet any future effluent restrictions. This loan is for the purchase of approximately 240 acres of land where the new regional wastewater facility will be sited. This is one step in an extensive pro-active approach to meeting the future wastewater disposal needs of the future entities. The loan amount includes \$225,000 for a Non-Point Source pollution project to be identified at a later date. This was an introduction to the project. Mr. Myers and Mr. Rowley asked what other alternatives they looked into for funding and Mr. Olsen asked that the participation of Santaquin City be included in the Association's analysis.

Stockton Request for Forgiveness of design advance: Mr. Macauley introduced Mary Edwards, Mayor Dan Rydalch, David Durtschi, Gary Fowler., and Curt Morris, Attorney. The Town of Stockton is requesting forgiveness of \$247,000 in hardship advances authorized by the Water Quality Board for the planning and design of a sewer system that was never constructed. The Town of Stockton is currently unsewered and has many older homes constructed on existing 8,000 square foot lots, subdivided many years ago into 4,000 square foot “lots and blocks,” with two lots required to construct a home. Much of the Town contains heavily contaminated soils that were recently capped in place during an extensive EPA superfund cleanup. Most of the existing homes are constructed on lots that do not meet the criteria for minimum lot size for onsite systems. The Town requested Hardship Planning Advances from the Water Quality Board, and a controlled sewer system was designed and bid. Bids were high and the Town returned to the Water Quality Board for additional financial assistance. However, in a subsequent vote by the residents, the project was rejected. There were apparently fears that costly overruns would occur, pushing the monthly sewer bills of the residents to unacceptable levels. The \$247,000 hardship advances

remain as an obligation to be paid. After an extensive discussion the Board made a motion to hold the hardship grant in abeyance for the time being.

Motion: It was moved by Mr. Myers to hold The Town of Stockton's \$247,000 Hardship Grant in abeyance until such time as the Board determines to pursue repayment. The motion was seconded by Mr. Echols and was unanimously approved.

OTHER BUSINESS:

Presentation on nutrients: Mr. Myers gave a presentation to the Board on nutrient pollution.

Attorney General's Office on an administrative rule R305-3, Emergency Meeting that needs to be sunsetted: Ms. Lockhart from the Attorney Generals Office explained the reason and process of sunseting rule R305-3.

Motion: It was moved by Mr. Myers and seconded by Mr. Echols to let R305-3 sunset. The motion was unanimously approved.

NEXT MEETING

January 18, 2008 in Room 101 at the DEQ Building 9:00 AM

Joe Piccolo, Chairman
Utah Water Quality Board